

JUDGE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,	)	NO. CR06-5639RBL
	)	
Plaintiff,	)	
	)	ORDER GRANTING UNOPPOSED
vs.	)	MOTION TO CONTINUE TRIAL
	)	DATE
STEVEN MAURICE MARSHALL,	)	
	)	
Defendant.	)	
_____	)	

Based on the stipulated motion of the parties to continue the trial date, and the affidavit of defense counsel in support of the motion, the Court makes the following findings of fact and conclusions of law:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(i).

3. The defense needs additional time to explore issues of some complexity, including all relevant issues and defenses applicable to the case, which would make it unreasonable to expect adequate preparation for pretrial proceedings or for trial itself within the time limits established by the Speedy Trial Act and currently set for this case. 18 U.S.C. § 3161(h)(8)(B)(ii).

1 4. Taking into account the exercise of due diligence, a continuance is necessary  
2 to allow the defendant the reasonable time for effective preparation of his defense. 18  
3 U.S.C. § 3161(h)(8)(B)(iv).

4 NOW, THEREFORE,

5 IT IS HEREBY ORDERED that the trial date is continued from December 26,  
6 2006 to **February 12, 2007 @ 9:00 am.** The resulting period of delay from December  
7 26, 2006, to the new trial date of February 12, 2007, is hereby excluded for speedy trial  
8 purposes under 18 U.S.C. § 3161(h)(8)(A) and (B).

9 Pretrial Motions cutoff is extended to **January 16, 2007**

10  
11 IT IS SO ORDERED this 11th day of December, 2006.

12   
13 RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE

14 Presented by:

15  
16 /s/ \_\_\_\_\_  
17 Linda R. Sullivan  
Attorney for Defendant

18 /s/ \_\_\_\_\_  
19 David Jennings  
Assistant United States Attorney